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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

S. Patent Application of	)
YAMAMURA et al.	) ) > Fin Marina I Millar
Application Number: 10/607,050	<ul><li>) Examiner Marina I. Miller</li><li>)</li><li>) Art Unit 1631</li></ul>
Filed: June 27, 2003	)
For: EVALUATION METHODS OF INTERFERON β TREATMENT AGAINST MULTIPLE SCLEROSIS	) )
Attorney Docket No. NITT.0144	)
Commissioner of Patents	
P.O. Box 1450 Alexandria, VA 22313-1450	

Sir:

## **COVER LETTER**

[x] The fee for submission of claims is calculated as shown below:

For	TOTAL WITH NEW CLAIMS ADDED	TOTAL CURRENTLY ON FILE	CLAIMS ALREADY PAID	RATE	CALCULATION
Total Claims	6	6	XXX (Over 20)	x \$50	0
Independent Claims	2	2	XXX (Over 3)	x \$200	0
MULTIPLE DEPENDENT CLAIM(S)				+ \$360	. 0
REDUCTION FOR FILING BY SMALL ENTITY (note 37 C.F.R. §§ 1.9, 1.27, 1.28). X ½					
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In addition, the below-identified communications are submitted in the above-captioned application or proceeding:

[x]	Supplemental Response to	[ ] Petition for Extension of Time
	Restriction Requirement	[ ] Terminal Disclaimer
[ ]	Substitute Specification	[ ] Letter to Draftsperson w/_ sheets of
[ ]	Preliminary Amendment	replacement drawings
[ ]	Information Disclosure Statement	[ ] Other

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[ ]	Please charge my <b>Deposit Account Number</b> in the amount of to cover the fees for			
[ ]	A check in the amount of \$0.00 to cover the fee is enclosed.			
[ x ]	] The Commissioner is hereby authorized to charge any additional fees associated with the communication, including fees under 37 C.F.R. § 1.16 and 1.17, or credit any overpayment to <b>Depos</b> Account Number 08-1480.			
	Respectfully submitted,			
	Toni-Junell Herbert Registration Number 34,348			
	Chris E. Aniedobe Registration Number 48,293			
	Stanley P. Fisher Registration Number 24,344  Juan Carlos A. Marquez  Registration No. 34,072			

REED SMITH LLP 3110 Fairview Park Drive Suite 1400 Falls Church, Virginia 22042 (703) 641-4200 February 24, 2006

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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re	U.S. Patent Application of	)
YAM	AMURA et al.	) ) 
Appli	cation Number: 10/607,050	<ul><li>) Examiner Marina I. Miller</li><li>)</li><li>) Art Unit 1631</li></ul>
Filed:	June 27, 2003	) Art omt 1031 )
For:	Evaluation Methods of Interferon β Treatment Against Multiple Sclerosis	)
Attor	ney Docket No. NITT.0144	)
	rable Assistant Commissioner Patents	

## SUPPLEMENTAL RESPONSE TO RESTRICTION REQUIREMENT

Sir:

Alexander, VA 22313-1450

This is a Supplemental Response to the Restriction Requirement mailed on December 21, 2005, the response to which was initially filed on January 23, 2006, provisionally electing, with traverse, the invention of Group I (Claims 1-3) drawn to a method for evaluating interferon treatment and further provisionally electing Species A gene IFIT4, Species B, gene IRF7, Species C, gene SCYA2, Species D, gene IL4, and Species E, gene TGF4.

By way of this Supplemental Response, Applicants hereby revoke the species election with respect to Species D and E only and hereby provisionally elect Species D, gene IL18, and Species E, gene TGFB1.

In view of that, the Species elected of record now are: Species A gene IFIT4, Species B, gene IRF7, Species C, gene SCYA2, Species D, gene IL18, and Species E, gene TGFB1.

Other than the foregoing amendment, the Response to the Restriction Requirement filed on January 23, 2006, is hereby incorporated by reference in its entirety and Applicants respectfully ask that the Examiner still reconsider the propriety of the restriction requirement in view of arguments made prior.

Should there be any outstanding issues requiring discussion that would further the prosecution and allowance of the above-captioned application, the Examiner is invited to contact the Applicant's undersigned representative at the address and telephone number indicated below.

Respectfully submitted,

Toni-Junell Herbert

Registration Number 34,348

Chris E. Aniedobe

Registration Number 48,293

Stanley P. Fisher

Registration Number 24,344

Juan Carlos A. Marquez

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February 24, 2006 SPF/JM/CEA